

**MINUTES OF THE STANDING COMMITTEE
ON EMPLOYMENT RELATIONS, TRAINING, AND SAFETY**

Tuesday, March 8, 2005

2:21 p.m.

Room 308, House Office Building

Chair Gosselin called the Standing Committee on Employment Relations, Training, and Safety to order.

MEMBERS PRESENT: Reps. Gosselin, Marleau, Drolet, LaJoy, Bieda, Farrah, Hood (7/7)

MEMBERS ABSENT/EXCUSED: None: (0/7)

Representative LaJoy, supported by **Representative Bieda**, moved to adopt the minutes from the meeting held on March 1, 2005. Hearing no objection, the **motion prevailed** with unanimous consent.

The **Chair** laid Senate Bills 171, 174 and House Bills 4414, 4415 before the committee.

SB 171	Allen	Employment security; administration; transfer of business to obtain favorable contribution rate; prohibit.
SB 174	Olshove	Employment security; employers; definition of employer; revise to accommodate anti-SUTA provisions.
HB 4414	Gosselin	Employment security; administration; SUTA dumping prohibition; harmonize with transfer of business provisions.
HB 4415	Robertson	Employment security; administration; certain revisions to unemployment compensation fund provision; revise to harmonize with anti-SUTA provisions.

Dave Plawecki and **Sharon Bommarito**, representing the Michigan Department of Labor and Economic Growth, testified on the bills and answered questions.

Jim McIntire, representing Kelly Services, testified in **support** of the bills, with amendments.

Rick McHugh, representing the National Employment Law Project, testified in **opposition** to the bills.

Marlene Jobe, representing the Employers' Unemployment Compensation Council, testified in **support** of the bills, with amendment

Amy Shaw, representing the Michigan Manufacturers Association, testified in **support** of the bills with amendment.

Tim Tucker, representing the National Association of Professional Employer Organizations, testified in **support** of the bills.

Tyrone Sanders, representing the Association of Michigan Professional Employer Organizations, submitted a testimony card in **support** of the bills, but did not wish to speak.

Andy Deloney, representing the Michigan Restaurant Association, submitted a testimony card in **support** of the bills, but did not wish to speak.

Keith Carey, representing the National Federation of Independent Business, submitted a testimony card in **support** of the bills, but did not wish to speak.

Wendy Hofmeyer, representing the Michigan State Chamber of Commerce, submitted a testimony card in **support** of the bills, but did not wish to speak.

Representative Drolet, supported by **Representative LaJoy**, moved to adopt the following amendment to **Senate Bill 171**:

1. Amend page 7, line 11, by striking out the balance of enacting section 2 and inserting:
“(a) Senate Bill No. 174.
(b) House Bill No. 4414.
(c) House Bill No. 4415.”.

FAVORABLE ROLL CALL:

YEAS: Reps. Gosselin, Marleau, Drolet, LaJoy, Bieda, Farrah, Hood (7/7)

NAYS: None (0/7)

PASS: None (0/7)

A sufficient number of members voting in the affirmative, the **motion prevailed**.

Representative Bieda explained the intent of a proposed amendment to **Senate Bill 171**.

Jim Plawicki, representing the Michigan Department of Labor and Economic Growth, testified on the amendment and answered questions.

Wendy Hofmeyer, representing the Michigan State Chamber of Commerce, testified on the amendment and answered questions.

Representative Bieda, supported by **Representative Farrah**, moved to adopt the following amendment to **Senate Bill 171**:

1. Amend page 2, line 14, after “**THAT**” by striking “**THE SOLE OR PRIMARY**” and inserting “**A SUBSTANTIAL**”.

UNFAVORABLE ROLL CALL:

YEAS: Reps. Bieda, Farrah, Hood (3/7)

NAYS: Reps. Gosselin, Marleau, LaJoy (3/7)

PASS: Rep. Drolet (1/7)

An insufficient number of members voting in the affirmative, the **motion did not prevail**.

Representative LaJoy, supported by **Representative Drolet**, moved to report **Senate Bill 171** with recommendation, as amended.

FAVORABLE ROLL CALL:

YEAS: Reps. Gosselin, Marleau, Drolet, LaJoy, Bieda, Farrah, Hood (7/7)

NAYS: None (0/7)

PASS: None (0/7)

A sufficient number of members voting in the affirmative, the **motion prevailed**.

Representative Drolet, supported by **Representative Marleau**, moved to adopt the following amendment to **Senate Bill 174**:

1. Amend page 5, line 15, by striking out the balance of enacting section 2 and inserting:
“(b) House Bill No. 4414.
(c) House Bill No. 4415.”.

FAVORABLE ROLL CALL:

YEAS: Reps. Gosselin, Marleau, Drolet, LaJoy, Bieda, Farrah, Hood (7/7)

NAYS: None (0/7)

PASS: None (0/7)

A sufficient number of members voting in the affirmative, the **motion prevailed**.

Representative Marleau, supported by **Representative LaJoy**, moved to report **Senate Bill 174** with recommendation, as amended.

FAVORABLE ROLL CALL:

YEAS: Reps. Gosselin, Marleau, Drolet, LaJoy, Bieda, Farrah, Hood (7/7)

NAYS: None (0/7)

PASS: None (0/7)

A sufficient number of members voting in the affirmative, the **motion prevailed**.

Representative Drolet, supported by **Representative LaJoy**, moved to adopt the following amendment to **House Bill 4414**:

1. Amend page 6, line 15, by striking out the balance of enacting section 2 and inserting:
“(a) Senate Bill No. 171
(b) Senate Bill No. 174.
(c) House Bill No. 4415.”.

FAVORABLE ROLL CALL:

YEAS: Reps. Gosselin, Marleau, Drolet, LaJoy, Bieda, Farrah, Hood (7/7)

NAYS: None (0/7)

PASS: None (0/7)

A sufficient number of members voting in the affirmative, the **motion prevailed**.

Representative LaJoy, supported by **Representative Bieda**, moved to report **House Bill 4414** with recommendation, as amended.

FAVORABLE ROLL CALL:

YEAS: Reps. Gosselin, Marleau, Drolet, LaJoy, Bieda, Farrah, Hood (7/7)

NAYS: None (0/7)

PASS: None (0/7)

A sufficient number of members voting in the affirmative, the **motion prevailed**.

Representative Drolet, supported by **Representative Marleau**, moved to adopt the following amendment to **House Bill 4415**:

1. Amend page 6, line 25, by striking out the balance of enacting section 2 and inserting:
“(a) Senate Bill No. 171.
(b) Senate Bill No. 174.
(c) House Bill No. 4414.”.

FAVORABLE ROLL CALL:

YEAS: Reps. Gosselin, Marleau, Drolet, LaJoy, Bieda, Farrah, Hood (7/7)

NAYS: None (0/7)

PASS: None (0/7)

A sufficient number of members voting in the affirmative, the **motion prevailed**.

Representative Marleau, supported by **Representative Bieda**, moved to report **House Bill 4415** with recommendation, as amended.

FAVORABLE ROLL CALL:

YEAS: Reps. Gosselin, Marleau, Drolet, LaJoy, Bieda, Farrah, Hood (7/7)

NAYS: None (0/7)

PASS: None (0/7)

A sufficient number of members voting in the affirmative, the **motion prevailed**.

There being no further business to come before the committee, the **Chair** declared the meeting adjourned, the time being **4:20 p.m.**

Representative Robert Gosselin, Chair

Jean Hamelin, Committee Clerk
(517) 373-5632